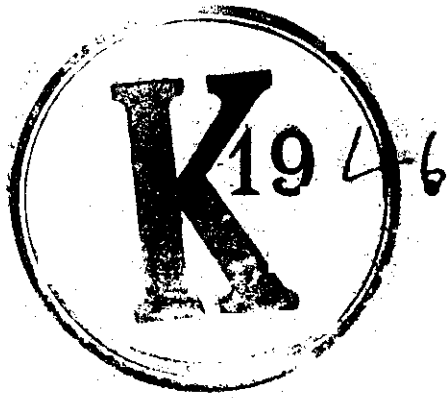




O. Registration/
File No. 46

Legal Department

A BRANCH

Subject:—

Opinions Under the Indian
Registration Act, 1908

File No.

Registration/
46

375-A

C O N T E N T S.

Legal Department File No. O. Registration/46.

S.No.	R.I. / O.No.	Subject	Pages.
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Opinions under the Indian
Registration Act, 1908.

1. O.N. - 5324
30/7/46.

Re: Agreement entered into
with Govt. in respect of a
building loan -
Question whether ~~under~~
the terms of the unregistered
mortgage deed Govt. can legally
recover any amount in excess of
180 equated instalments.

1 - 2.

5-Ca.

N.V.V.
10/7.

P.H.B.
2/8

N.V.B.
2/8

Office of the R.L.A.

An unregistered mortgage deed, though invalid as a mortgage, may be used to prove the debt (see Mulla's Transfer of Property Act, p.364). Since the amount in excess of the 180 equated instalments recovered from Mr. Marrot was due according to the terms of the mortgage deed, it would be legally possible to rely upon that deed, though unregistered, in defence of the claim of Mr. Marrot for refund, if made.

Sd/- R.T.K.

For Remembrancer of Legal Affairs.

U.O.R. TO R. D. No. 5324, dated the 30th July 1946.

4-Cs.

M.V.V.
10/7.